

# In the Court of Appeals of the State of Alaska

**Peter Ballot,**

Appellant,

v.

**State of Alaska,**

Appellee.

Trial Court Case No. **2KB-09-00215CI**

Court of Appeals No. **A-12546**

## **Order**

Motion to Reconsider Single-Judge  
Order

Date of Notice: **5/10/2019**

Before: Allard, Chief Judge, Harbison, Judge, and Suddock,  
Senior Judge.\*

The Appellant, Peter Ballot, filed a pro se motion asking this Court to dismiss his court-appointed attorney. On April 24, 2019, a single judge issued an order denying Mr. Ballot's motion. Mr. Ballot has now filed what this Court is construing as a motion to reconsider this order.

As explained in the April 24 order, because Mr. Ballot is represented at public expense (by contract through the Office of Public Advocacy), he does not have the right to dismiss appointed counsel in the absence of any showing of cause for that change. *See Mute v. State*, 123 P.3d 1081, 1088 (Alaska App. 2005). Mr. Ballot still has not provided a sufficient showing of cause for dismissing Mr. Weiner. Additionally, in the present case, the briefing has long been completed and Mr. Ballot's appeal is currently under consideration by this Court. In practical terms, this means that Mr.

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\* Sitting by assignment made under article IV, section 11 of the Alaska Constitution and Alaska Administrative Rule 23(a).

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Weiner now has only minimal responsibilities remaining in this case regarding his representation of Mr. Ballot.

For these reasons, Mr. Ballot's the single judge order issued April 24, 2019  
Order is **AFFIRMED**.

Entered by direction of the court.

Clerk of the Appellate Courts

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Kyle Roberts, Deputy Clerk

cc: Court of Appeals Judges  
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